S.B.Cr.Misc. Bail App. No.5822/2006

(Dhanraj vs. State of Rajasthan)

Date of order : December 20, 2006

HON'BLE MR.H.R.PANWAR,J.

Mr.V.K.Mathur, for the petitioner.
Mr.J.P.S.Choudhary, Public Prosecutor.

Heard learned counsel for the petitioner and the Public Prosecutor for the State. Perused the order impugned and the challan papers. I have carefully gone through the statement of PW.6 Dr.Nakshttar Singh, who has stated that the petitioner is physically handicapped and there is disability of 80%, he is unable to go for sexual intercourse. Be that as it may, without commenting on the merit of the case, having considered the totality of facts and circumstances of the case and taking into account the oral arguments advanced by both the parties, I think it just and proper to enlarge the accused petitioner on bail.

Accordingly, this bail application filed under Sec. 439 Cr.P.C. is allowed and it is directed that petitioner Dhanraj s/o Prabhu Lal Teli be released on bail in FIR No.405/2006, P.S. Chittorgarh provided he furnishes a personal bond in a sum of Rs.20,000/- with two sound and solvent sureties in the sum of Rs. 10,000/- each to the satisfaction of learned trial court for his appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(H.R.PANWAR),J.

m.asif/-